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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके ।
Separate paging is given to this Part in order that it may be filed as a separate compilation

RAJYA SABHA

The following Bills were introduced in the Rajya Sabha on the 8th October, 1982:—

I

BILL No. XXVI OF 1982

A Bill further to amend the Constitution of India.

BE it enacted by Parliament in the Thirty-third Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Constitution (Amendment) Act, 1982.

Amendment of article 19.

2. In article 19 of the Constitution, in clause (*1*), after sub-clause (*g*) the following sub-clause shall be inserted, namely:—

"(*h*) to freedom of the Press."

STATEMENT OF OBJECTS AND REASONS

The Press has been a very forceful instrument for the preservation and enlargement of human freedom. It has been very effective for social transformation too. Thus, not without reason it has been accorded the status of the fourth estate.

In the Constitution of India the freedom of the Press has been implicit in the freedom of speech and expression. Time has come when its identity be made explicit by specifically expressing freedom of the Press as one of the fundamental rights. This is what the ideal of socialism also demands.

Hence the Bill.

SHIVA CHANDRA JHA.

II

BILL NO. XIII OF 1982

A Bill further to amend the Constitution of India.

BE it enacted by Parliament in the Thirty-third year of the Republic of India as follows:—

Short title.

1. This Act may be called the Constitution (Amendment) Act, 1982.

Amendment of article 356.

2. In article 356 of the Constitution in clause (*1*),—

(*i*) in sub-clause (*b*) after the word "Parliament" the following shall be inserted, namely:—

"without dissolving but only keeping under suspended animation the Assembly for the purpose of any election to the Council of States".

(*ii*) after sub-clause (*c*) the following new sub-clause shall be inserted, namely:—

"(*d*) the Governor shall call upon the Leader of Opposition or Leader of the Combined groups or individual members in the Opposition or the Leader of the single largest party in the Opposition claiming a majority, to form an alternative Government, subsequent to the fall of Government due to the resignation of the Chief Minister, or loss of majority in the House, or defeat of the Government due to vote of no confidence against the Government."

STATEMENT OF OBJECTS AND REASONS

It is necessary to change the provisions of article 356 of the Constitution in order to:—

(i) avoid instability and floor crossing in the State Legislative Assemblies which has eroded the democratic norms;

(ii) leave the electoral process for elections to the Council of States unaffected and undisturbed;

(iii) avoid frequent dissolutions of the Assemblies and public unrest;

(iv) do away the anomalies in article 356; and

(v) avoid its abuse.

Hence this Bill.

HAREKRUSHNA MALLICK.

SUDARSHAN AGARWAL,
Secretary-General.

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